Nov Gase 07:24296 Doroco Lu Filed 42/27/07 Ctentered 12/27/07 18:02:03 Desc Proposed Order Page 1 of 14

President By: M Blocking Robbinson

Countrywide Home Loans, Inc.

December 03, 2007

Prepared for: Mose Whiteker 8058 S Saint Louis Ave Chlongo, IL 60652-2561 (773) 778-6613 (773) 404-6520

Pre-Application Number: 1008033672

936 W. 175th St 1st Fir Homewood, IL 60430 Phone: (708) 342-4020 Fex: (708) 532-7268

....

CLOSING COST ESTIMATE - REFINANCE

LOAN DETAILS:				
Property Value:	\$185,000,00	Loan Term Mos.:		36
Est. Down Payment:	\$0.00	Турв:		FH/
Dose Morgage Amount:	\$120,000.00	LTV:		64,86%
Vortgage Amount with M₽MIP/VAFF:	\$121,800.00	Origination %:		1.000%
Interest Rate	6.500%	Discount %:		0.000%
APR:	7,016%	Loan Program ID :	21 G	ovt Fixed 30
ESTIMATE OF COSTS ASSOCIATED WITH	CLOSING:			
7.00	\$1,200.00	Flood Check Fee		\$26.00
Drigination Fee FHA	\$475.00	11000 0110011 1 35		
Nile Insurance	\$395,00			
Full Appraisal	\$395.00 \$295.00			
Commitment	\$205.00 \$150.00			
Closing/Escrow	\$68.00			
gnitroos	\$66,00 \$35,00			
Credit Report	\$35.W			
TOTAL CLOSING COSTS :				\$2,644.00
TOTAL CLOSING COSTS (Seller/Other):				\$0.00
OTAL CLOSING COSTS (Seneric mor).				
ESTIMATED PREPAID EXPENSES:				
County Taxes 6 Mo \$124.58 Mo.	\$747.45	Hezard Insurance 3 Mo	327.86 Mo.	\$83.5t
City Texes 0 Mo \$0.00 Mo.	\$0.00	Hazard Insurance - 1st Year		30.00
School Taxes D Mo \$0.00 Mg.		Flood Insurance 0 Ma	\$0.00 Mp.	30.00
Special Taxes 0 Mo \$0,00 Mo.		Flood Insurance - 1st Year		\$0.00
Special raxos O Mio 40100 me.		MVMIP 0 Ma	\$50.00 Mp.	30.00
·		Interest for 15 days @	\$21.69 Day	\$326.35
TOTAL PREPAID EXPENSES:				\$1,156,35
ESTIMATED MONTHLY PAYMENTS:		TOTAL CASH TO CLOSE:	1	
ESTIMATED MONTHET PATMENTS.				
Odnajeni k Jajaraej	\$769.00	Total Closing Costs		\$2,644.00
Pdnoipal & Inferest Faxes	\$124.58	Total Prapaid Exponses		\$1,166.38
laxes Hazard Insurance	\$27.80	Down Payment		\$0.00
	\$0.00	Seller Pays	•	\$0.00
lood insurance	\$0.00	Lendor Credit		\$0.00
Other	\$60.00	Lender Pays		\$0.00
MUMIP	\$0.00	Subordinate Financing		\$0.00
Homeowner's Assoc, Dues Dither Fin P & t	50.00	Discount Points		\$0.00
TOTAL PAYMENT:	\$972.30	TOYAL		\$3,800.38
Loan Origination Fee 1% to CHL, P.O.CL: \$	1 200 00			
Comments;				
Typest Housing Leader, be 2007 France; while there having his 446 Feets If the appropriate accurage and map be come of the hyperatogue factors and a	irmada Cabinara, (A. 91)-6), "Tale swithings) is an optimize to works you only not shand a	genelection land bon Ast	CONTRACTOR CONTRACTOR

Closing Cost Extrade VACO1 (ACE)

better of apericionalisa, those, and charges in \$2 called at of kept and some transitional ward and a set mercago in process. The in Replaciful Metric of kept and some transitional and mercago in process.

Nov Case 07-1244.296 Dog 6-1 whiled 12/27/07 c Entered 1/2/27/07: 18:0/2:03 Desc Proposed Order Page 2 of 14

Prepared By: M Storling Robinson

"Countrywide Home Loans, Inc.

Loan Type:

Loan Type: Not Provided Property Value: \$185,000.00

Loan Amount with MI/MIP/VAFF: \$121,800.00

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Att: Ms P. Clark
Mose Whittaker Jr. / Christine D.
From Countrywide: Proposal:

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Official Form 1 (04/07)

United States B Northern Dis Easteri				ntary Petition	
Name of Debtor (if individual, enter Last, First, Middle):		Name of Joint D	ebtor (Spouse) (Last,	First, Middle):	
Colston, Doris All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):				
Last four digits of Soc. Sec./Complete EIN or other Tax 1.E state all):	Last four digits of Soc. Sec./Complete EIN or other Tax I.D. No. (if more than one, state all):				
xxx-xx-9943 Street Address of Debtor (No. & Street, City, and State): 1615 S. Komensky Ave		Street Address of	of Joint Debtor (No. &	& Street, City, and	d State):
Chicago, IL	CODE 60623	1			ZIP CODE
County of Residence or of the Principal Place of Business	:	County of Resid	ence or of the Princi	pal Place of Busir	ness:
COOK Mailing Address of Debtor (if different from street address	s):	Mailing Addres	s of Joint Debtor (if o	lifferent from stre	eet address):
	CODE	1			ZIP CODE
Location of Principal Assets of Business Debtor (if differen	nt from street address above):				ZIP CODE
Type of Debtor	Nature of Bus	siness	Chapt	er of Bankrupto	ey Code Under Which
(Form of Organization) (Check one box.) Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.) Filing Fee (Check one box) Full Filing Fee attached Filing Fee to be paid in installments (applicable to in signed application for the court's consideration certification to the court's consideration of the court's consideration certification for the court's consideration for the	ndividuals only). Must attach ying that the debtor is b) See Official Form 3A. individuals only). Must	Entity oplicable) pt organization United States evenue Code.) Check on Debto Check if: Debto inside Check al	Chapter 7 Chapter 9 Chapter 11 Chapter 12 Chapter 12 Chapter 13 Debts are pr debts, define § 101(8) as individual p personal, far hold purpose to box: or is a small business or is not	Nature (Check imarily consumer ed in 11 U.S.C. "incurred by an rimarily for a mily, or house-e." Chapter 11 Del debtor as defined tess debtor as defined tess than \$2,190,000 this petition	Recognition of a Foreign Main Proceeding Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding of Debts one box) Debts are primarily business debts. Debts are primarily business debts.
Statistical/Administrative Information Debtor estimates that funds will be available for dis	tribution to unsecured credit	of cre	editors, in accordance	e with 11 U.S.C. §	§ 1126(b). SPACE IS FOR COURT USE ONLY
Debtor estimates that, after any exempt property is expenses paid, there will be no funds available for continuous and the continuous parts.	excluded and administrative listribution to unsecured cred	litors.			
Estimated Number of Creditors 1- 50- 100- 200- 1,000-		5,001- 50,001- 0,000 100,000	Over 100,000		
49 99 199 999 5,000 21	10,000 25,000 5				
Estimated Assets State	00,000 to \$1 m million \$100	illion to million	More than \$100	million	
Estimated Liabilities \$50,000 to \$1	Estimated Liabilities \$100,000 to \$1100,000 to \$1 m			million	

Case 07-24296 Doc 6-1 Filed 12/27/07 Entered 12/27/07 13:02:03 Desc Proposed

Page 5 of 14 Order FORM B1, Page 2 Official Form 1 (04/07) Name of Debtor(s): Voluntary Petition (This page must be completed and filed in every case) **Doris Colston** All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Date Filed: Case Number: Location Where Filed: NONE Date Filed: Case Number: Location Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Case Number: Name of Debtor: NONE Judge: Relationship: District: Exhibit B Exhibit A (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) I, the attorney for the petitioner named in the foregoing petition, declare that I of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. ✓ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately \square preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

filing of the petition.

Doc 6-1 Filed 12/27/07 Entered 12/27/07 13:02:03 Desc Proposed Case 07-24296 Page 6 of 14 Order FORM B1, Page 3 Official Form 1 (04/07) Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) **Doris Coiston Signatures** Signature of a Foreign Representative Signature(s) of Debtor(s) (Individual/Joint) I declare under penalty of perjury that the information provided in this petition is true I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and correct. and that I am authorized to file this petition. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 (Check only one box.) or 13 of title 11, United States Code, understand the relief available under each such I request relief in accordance with chapter 15 of Title 11, United States Code. chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I Certified Copies of the documents required by § 1515 of title 11 are attached, have obtained and read the notice required by 11 U.S.C. § 342(b). Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the I request relief in accordance with the chapter of title 11, United States Code, specified order granting recognition of the foreign main proceeding is attached. in this petition Not Applicable (Signature of Foreign Representative) Signature of Debtor X Not Applicable (Printed Name of Foreign Representative) Signature of Joint Debtor Telephone Number (If not represented by attorney) Date Signature of Non-Attorney Petition Preparer Signature of Attorney I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as Signature of Attorney for Debtor's defined in 11 U.S.C. § 110, (2) 1 prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum Printed Name of Attorney for Debtor(s) / Bar No fee for services chargeable by bankruptcy petition prepares, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor Patience R. Clark P.C. or accepting any fee from the debtor, as required in that section. Official Form 19B Firm Name is attached. 100 N. LaSalle Street Suite 1710 Not Applicable Address Printed Name and title, if any, of Bankruptcy Petition Preparer Chicago, IL 60602 Social Security number(If the bankruptcy petition preparer is not an individual, (312) 360-0893 (312) 360-0888 state the Social Security number of the officer, principal, responsible person or Telephone Number partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. 110.) Date Address Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the X Not Applicable The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition. Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or X Not Applicable partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in

If more than one person prepared this document, attach additional sheets conforming

A bankruptcy petition preparer 's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or

preparing this document unless the bankruptcy petition preparer is not an

to the appropriate official form for each person.

both 11 U.S.C. §110; 18 U.S.C. §156.

individual:

Signature of Authorized Individual

Title of Authorized Individual

Date

Printed Name of Authorized Individual

Filed 12/27/07 Entered 12/27/07 13:02:03 Desc Proposed Case 07-24296 Doc 6-1 Page 7 of 14 Order

Official Form 1, Exhibit D (10/06)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois Eastern Division

1	Davis Calaton	Case No.	
in re:	Doris Colston		f known)
	Debtor	(11	RIIOWIII

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any If that happens, you will lose whatever filing fee you paid, and your creditors will be able to C re У C

ase you do file. If that happens, you will lose whatever filing fee you paid, and you creditors will be discussed as summer collection activities against you. If your case is dismissed and you file another bankruptcy case later, ou may be required to pay a second filing fee and you may have to take extra steps to stop creditors' ollection activities.
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file separate Exhibit D. Check one of the five statements below and attach any documents as directed.
1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment olden developed through the agency.
2. Within the 180 days before the filing of my bankruptcy case , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no atter than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.]
If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.

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Official Form 1, Exh. D (10/06) – Cont.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. '109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: X Daw Colston

Doris Colston

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Form 3A Contd. (10/05)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois Eastern Division

re Dori s	s Colston			1	Case No.	
 		Debto	r	·	Chapter	13
	ORDE	R APPROVING	PAYMENT O	F FILING FEE	N INSTALLI	MENTS
D plication.	IT IS ORDERI	ED that the debtor(s) may pay the fili	ng fee in installme	nts on the term	s proposed in the foregoing
	IT IS ORDERI	ED that the debtor(s) shall pay the fil	ng fee according	o the following	terms:
	\$	120.00	Check one	✓ With the t	iling of the petition	on, or
	\$	52.00	on or before	01/20/2007		
	\$	51.00	on or before	02/20/2007		
	\$	51.00	on or before	03/21/2007		
onnection v	\$ \$	51.00 51.00	on or before on or before	02/20/2007 03/21/2007	debtor shall not for services in	pay any money f
			ву т	HE COURT		
oate:		·	Unite	d States Bankruptcy	Judae	

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Order Page 10 of 14

Certificate Number: 02114-iln-cc-003052831

CERTIFICATE OF COUNSELING

Counseling Service of Greater Atlanta, Inc., an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the Northern District of Illinois, an individual [or group] briefing (including a briefing conducted by telephone or on the Internet) that complied with the provisions of 11 U.S.C. §§ 109(h) and 111. A debt repayment Plan was not prepared. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted <u>by Internet</u>.

Date: 12-17-2007

By /s/ALVAN ALLEN

Name <u>ALVAN ALLEN</u>

Title Counselor

^{*} Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS (Model Retention Agreement, revised as of May 1, 2007)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to certain services from by their attorneys, but debtors also have responsibilities to their attorneys. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

BEFORE THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)
- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.

- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

AFTER THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, marriage, divorce or separation, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.
- 9. Supply the attorney with copies of all tax returns filed while the case is pending.

THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary statements, amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case.
- 17. In the event that the case is converted to Chapter 7, provide any other legal services which may be necessary consistent with the attorney's responsibilities under Local Bankruptcy Rule 2090-5, with such additional fees as may be appropriate.

ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES

1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of

\$ 3,500.00 ____

In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed, unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.
- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. Improper conduct by the debtor. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw ormfrom the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

Date: 12/20/07

Signed:

Attorney for Debtor(s)

Debtor(s)

Do not sign if the fee amount at top of this page is blank.

1is Colston